

**EXECUTION COPY**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re

CUSTOMS AND TAX ADMINISTRATION OF THE  
KINGDOM OF DENMARK  
(SKATTEFORVALTNINGEN) TAX REFUND  
SCHEME LITIGATION

This document relates to case no. 18-cv-09515.

MASTER DOCKET

18-md-2865 (LAK)

**[PROPOSED] CONSENT JUDGMENT**

WHEREAS, on June 14, 2018, plaintiff Skatteforvaltningen (“SKAT”) commenced this action against defendants Bluegrass Investment Management, LLC Retirement Plan (“BGIM Plan”), and Bernard Tew, and on April 24, 2020, SKAT filed an amended complaint against the defendants (the foregoing collectively hereinafter referred to as the “Action”);

WHEREAS, SKAT and defendant BGIM Plan now wish to resolve all the claims SKAT asserted in the Action against BGIM Plan;

NOW THEREFORE, without trial or adjudication of issue of fact or law, and upon BGIM Plan’s consent, the Court finds that there is good and sufficient cause to enter this Consent Judgment, and that IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED THAT:

1. This Consent Judgment is hereby entered in favor of plaintiff SKAT against defendant BGIM Plan in the amount of \$2,514,000 (US); and
2. Defendant BGIM Plan shall be liable to pay the amount set forth in paragraph 1.
3. Each party shall bear its own attorneys’ fees and costs.

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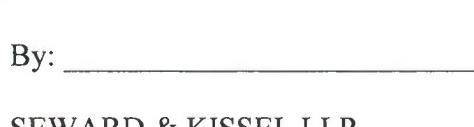
IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Consent Judgment.

Dated: New York, New York  
June 7, 2021

By: 

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*Counsel for Bluegrass Investment  
Management, LLC Retirement Plan*

SO ORDERED:

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Lewis A. Kaplan  
United States District Judge

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that this Court shall retain jurisdiction of this matter for the purposes of enforcing the terms of this Consent Judgment.

Dated: New York, New York  
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*Counsel for Bluegrass Investment  
Management, LLC Retirement Plan*

SO ORDERED:

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Lewis A. Kaplan  
United States District Judge